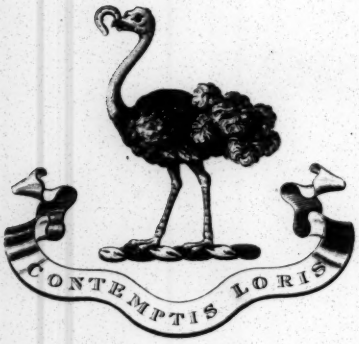

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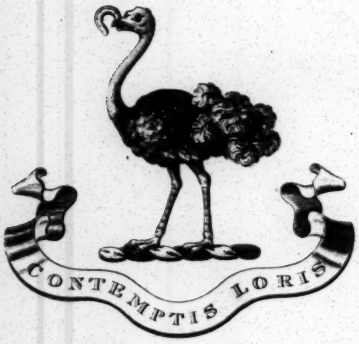
Broughton Rectory.
Oxon.



Charles Francis Clyatt. M.A.
Broughton Rectory.
Oxon.

Prince Rupert

A PERFECT RELATION of all the PROCEEDINGS

Betwixt his Excellency
Sir THOMAS FAIRFAX,
and his Highneſſe
PRINCE RUPERT.

About the delivery up of the City, Caſtle, and all the Forts in and about
BRISTOLL.

The ſeverall Summons Letters and Propoſitions on both ſides, with the Anſwers thereunto, before his Excellencies ſtorming.

And

The Articles agreed unto by the Commiſſioners of both parties, of the ſurrender of the City, Caſtle, Forts, Ordnance, Armes, Ammunition, &c. ſince the ſaid Storming.

Read in the Houſe of Peeres, on Friday the 12th. of *September* 1645.

Publiſhed by Authority.

LONDON,
Printed for *John Wright* at the ſigne of the Kings-head in the Old baily. *Sept.* 13. 1645.

A PERFECT
RELATION
of all the
PROCEEDINGS
betwixt his Excellency
Sir THOMAS FAIRFAX,
and his Highnesse
PRINCE RUPERT.
About the delivery up of the City,
Castle, and all the Forts in and about
BRISTOLL.
The several Summons Letters and
Propositions on both sides, with the Answers
thereunto, before his Excellencies forming
And
The Articles agreed unto by the Commissioners
of both parties, of the surrender of the City, Castle,
Forts, Ordnance, Armes, Ammunition, &c.
since the said storming.
Read in the House of Peeres, on Friday the 12th
of September 1645.

Published by Authority.

LONDON,
Printed for John Wright at the signe of the Kings-head
in the Old baily. Sept. 13. 1645.

The first Summons of his Excellency Sir *Thomas Fairfax*, sent to his Highnesse Prince *Rupert*.

SIR,

FOr the service of the Parliament I have brought their Army before the City of Bristol, and doe summon you in their name to render it, with all the Forts belonging to the same into my hands, to their use; having used this plaine language as the businesse requires, I wish it may be as effectuall to you as it is satisfactory to my selfe; that I doe a little expostulate with you about the surrender of the same, which I confesse is a way not common, and which I would not have used but in respect to such a person and to such a place.

I take into consideration your royall birth and relation to the Crowne of England, your honour, courage, all the vertues of your person, and the strength of that place, which you may thinke your selfe bound and able to maintaine.

Sir, The Crowne of England is and will be where it ought to be, we fight to maintaine it there, but the King misled by evill Counsellors, or through a seduced heart,

hath left his Parliament and his people (under God the best assurance of his [illegible] maintaining of this schisme is the ground of [illegible] on your part, and what sad effects it hath produced in three Kingdomes is visible to all men, to maintaine the rights of the Crowne and Kingdome jointly, the principall part thereof is, that the King in Supreame acts concerning the whole State is not to be advised by men of whom the Law takes no notice, but by the Parliament the great Councell of the Kingdome, in whom (as much as man is capable of) he heares all his people, as it were at once, advising him, and in which multitude of Counsellors lies his safety and his peoples interest, and to set him right in this hath been the constant and faithfull endeavours of the Parliament, and to bring these wicked instruments to justice that have misled him is a principall ground of our fighting.

Sir, If God make thi cleare to you as he hath to us, I doubt not but he will give you an heart to deliver it notwithstanding all the other considerations, of honour, courage, fidelity, &c. because their consistency and use in the present action depend upon the right or wrongfulnesse of this that hath been said.

And if upon such considerations you shall surrender it, and save the losse of blood, and hazzard of spoyling of such a City, it would be an action glorious in it selfe, and joyfull to us; the restoring you to the endeared affection of the Parliament and people of England, the truest friends to your family, it hath in the world.

But if this be hid from your eyes and through your wilfulnesse this so great so famous and ancient a City be exposed to ruine and extremity of warre (which yet we shall in that case as much as possible endeavour to prevent

vent) then I appeale to the righteous God to judge between you and us, and require the wrong. And let all England judge whether to burne its Townes, ruine its Cities, and destroy its people be a good requitall from a person of your family, which hath had the prayers, teares, purses, and blood of its Parliament and people, and if you looke on either as divided, hath ever had the same party both in Parliament and among the people most zealous for their assistance and restitution, which you oppose and seeke to destroy, and whose constant griefe hath been that their desires have been hindred and made fruitlesse by the same party about His Majesty, whose counsels you act, and whose interests you pursue in this unnaturall warre.

I expect your speedy answer to this summons, with the returne of this bearer, this evening.

Stapleton, 4 *Sept.* 1645. Your righnesse humble servant, THO. FAIRFAX.

For Sir *Tho. Fairfax* Generall.

I Received yours by your Trumpeter, and desire to know whether you will give me leave to send a messinger to the King to know his pleasure in it, I rest.

Sep. 15. 1645. Your servant, RUPERT.

SIR,

YOur overture of sending to His Majesty to know his pleasure I cannot give way to nor admit of so much delay as that will require; Wherefore, thereby I cannot but understand your intention intimated not to surrender without his Majesties consent, yet because it is but implicite, I send againe to know more cleerely

clearely if you have any more positive answer to give from your selfe; which I should be glad to receive before it be too late. I remaine

Your Highnesse humble servant,

Sept. 6. 1645. THO. FAIRFAX.

SIR,

WHereas I received your Letter for the delivery of the City, Forts, and Castle of Bristoll, and being willing to joyn with you for the sparing of blood, and the preserving of His Majesties Subjects, I have upon these grounds and none other sent you these following Propositions.

1. That my selfe, all Noble men, Commanders, Officers, Gentlemen, and Souldiers, of horse and foot, that have served either his Majesty or Parliament in England, or elsewhere, as likewise all persons whatsoever, men or women, now resident in the City of Bristoll, Castle, and Forts thereof, shall have free liberty to march away out of the said City, Castle and Forts, with their Armes, flying Colours, Drums beating, Trumpets sounding, Pistols lockt, swords drawne, Match lighted at both ends, Bullet in their mouthes, and as much Powder and Match as they can carry about them, with all their bag and baggage, Horses, Armes, and other furniture, ten pieces of Cannon, 50 barrels of Powder, Match and Bullet proportionable.

3. That neither mine owne person, nor the person of any Noble man, Commander, Officer, Gentleman or Souldier, or any other of mine, or their retinue, be searched, molested, or troubled, upon what pretence soever, but left to their liberty to depart or stay as it shall be most convenient for them.

4. That none of your Army whatsoever shall entice or perswade any Officer or Souldier of mine from their Regiments or Colours with any promise of preferment or reward.

5. That all such Officers and Souldiers that are hurt and sicke and cannot now march out of this City, Castle, and Forts, shall have liberty to stay untill they be recovered, and then have safe conduct to go whither so ever they please, either to any of his Majesties Armies or garrisons, or their owne houses, where they may

live

live quietly, and that in the interim those being sicke and hurt may be protected by you, and have civill usage.

6. That all prisoners taken on both sides since the beginning of this siege be forthwith set at liberty.

7. That my selfe, and all those above mentioned may not be required to march further in a day then what conveniently we may, and that a day or two of rest be allowed upon our march, if we shall finde it requisite, and that we be accommodated with free quarter during our march, and a sufficient Convoy to any of the Kings Armies or garrisons which I shall name, to secure us in our march from all injury and incivility that shall any waies be offered to us; and likewise that there be 150 Carriage-horses and 40 Waynes with sufficient Teames provided for carriage of all sorts.

8. That no person here in these Articles mentioned shall be in their march, rendezvouze, or quarters searcht or plundered upon any pretence whatsoever; and that two Officers be appointed by you, the one for accommodation of free-quarters for Officers and Souldiers, and others, and the other for providing of horses and carriages for our baggage and traine.

9. All Noblemen, Gentlemen, Clergymen, Citizens, Tenants, or any other persons within this City, Suburbs, and Liberties thereof shall at any time when they please have free liberty to remove themselves, their goods or families, and to dispose of them at their pleasures, according to the known and enacted law of the Land, either to liue at their owne houses, or elsewhere, and to enjoy their houses, lands, goods, and estates, without any molestation, and have protection for that purpose. And this Article to extend to all those whose estates are sequestred or not sequestred, and that they may rest quietly at their abodes, and travell freely and safely upon their occasions, and for their better removall they may have Letters of safe conduct, with horses and carriages at reasonable rates upon demand.

10 That all persons above mentioned may have free liberty to passe to any parts beyond the Seas any time within three moneths as their occasions shall require.

11. That the Lines, Forts, Castle, and all other fortifications about or in the City of Bristoll be forthwith fleighted, and the City stated in the same condition it was before the beginning of

this,

this unnaturall Warre, and that hereafter the Parliament during this warre place no garrison in it.

12 That no Churches be defaced, that the severall members of the foundation of this Cathedrall shall quietly enjoy their houses and revenue belonging to their places, and that the Ministers of this City may likewise enjoy their Benefices without any trouble.

13 That no Oaths be imposed upon any person in this City Suburbs and Liberties, other then such as are required by the antient and enacted Lawes of this Land.

14 That the Majors, Sheriffs, Aldermen and Citizens within this Corporation of the City of Bristoll shall be free in their persons and estates, and enjoy all their priveledges liberties and immunities in as full and ample manner as formerly at any time they did before the beginning of this Warre, and that they shall have freedome of trade both by Land and Sea paying such customes as formerly they have done to his Majesty.

15 That no mulct or fine be imposed upon any persons mentioned in this Article upon any pretence whatsoever, or questioned for any act or thing done or committed before the day of our marching forth, that no free quarter shall be put upon them without their owne consent.

19 That all other persons whose dwellings are in the City and now absent may have the full benefit of these Articles as if they were present.

17 That all Noblemen Gentlemen and others who have goods in this City, and are now present or absent may have liberty at any time within three moneths to dispose of their goods as they please.

18 That there be no plundering or taking away of any mans person, or any part of his estate under what pretence soever, and that Justice according to the knowne Lawes of the Land be administred to all persons within this City by the civill Magistrate.

And for the performance of all these Articles I expect such Hostages to be given as I shall except of.

Sir, by this you may evidently perceive my inclination to to peace, and you may be assured that I shall never desire any thing more then the honour of the King, the safety of the Kingdome, and what may become

Your Servant,

September, the 7. 1645. RUPERT.

Sir,

Sir,

I Have received your Propoſitions, whereby ſome things are doubtfully expreſt, and other things inconſiſtent with the duty I owe to them I ſerve: Notwithſtanding, to the end I may give aſſurance that I earneſtly deſire to, ſave effuſion of blood, and the ruine of a City and people that may in time be moſt ſerviceable to the Crowne an Kingdom, if it may pleaſe your Highneſſe that Commiſſioners may treat betweene us concerning the accommodating of things. I hope to make it evident to the world, that what ſhall reſpect the honour of a Souldier, due civilities to all men, the good and welfare of the people of the City, both by paſſing by what is paſt, and reſtoring them to the priviledges of all other Subjects, and to the Immunities of their City, will be readily condeſcended unto by me as becomes a Gentleman and a Chriſtian. And to the end no time may be loſt, I have here incloſed ſent you the names of Commiſſioners, who upon the returne of Hoſtages of equall condition unto me, ſhall attend your Highneſſe ſufficiently inſtructed to conclude on my part, provided that the ſaid Treaty be ended by nine of the clock this night; And to this I deſire an Anſwer within the ſpace of an houre, and remaine

Sept. the 7. 1645.

Your Highneſſe, &c.
THO. FAIRFAX.

Commiſſioners appointed to treat:

Colonell Ireton *Commiſary Generall of Horſe.*
Colonell Fleetwood. *Colonell* Pickering.

Sir,

I thought I had ſufficiently explained my ſelfe in my Propoſitions, and that there was nothing doubtfull, or could be inconſiſtent with the duty you owe to them you ſerve, but ſince it ſeems otherwiſe unto you, I deſire you would

ſet

ſet down your doubts and Exceptions in writing, te which you ſhall have a ſpeedy anſwer from Sir

Septemb. 7. 1645. Your ſervant

For Sir *Tho. Fairfax* Generall theſe. RUPERT.

SIr, I perceive by your laſt that you decline any Treaty by Commiſſioners, and for me to ſend you in writing any doubts and exceptions to your Propoſitions, and expect your Anſwers, were a way like to give occaſion of many new Meſſages and Delayes; to avoid which, and to bring theſe Overtures to a ſpeedy reſolution, I have here ſent you what I am willing to grant, beyond which I may not goe; and what I demand, from which I ſhall not by Gods bleſſing recede. I have obſerved the order of your owne Propoſitions and upon every one have granted what is honourable for your Highneſſe, or the ſafety and welfare of the City to have, and fit for me in honour and faithfulneſſe to them I ſerve to give: And this I have ſet downe as neere as I could in your owne words as farre as I finde them cleare, though with ſome repetition of the ſame things. By all this I hope I have ſufficiently evidenced my tenderneſſe of blood and of this City, and cleared my ſelfe before God and the world from what evils ſhall enſue upon your refuſall. If you accept the termes, having here ſent two Copies ſealed and ſigned by me, I ſhall expect that you returne one of them ſigned and ſealed by your ſelfe to be brought back againe alſo by ſix of the clock in the evening at fartheſt, otherwiſe I ſhall conclude your refuſall, and account my ſelfe abſolved, ſave from the deſire of being Sir

Septemb. 8. 1645. *Your Highneſſe humble ſervant,*

THOMAS FAIRFAX.

Articles of agreement for the ſurrender of the City of Briſtoll, *Caſtle and Forts thereof, betweene his Highneſſe, Prince* Rupert, *and his Excellency Sir* Thomas Fairfax, *made the eighth of Sept.* 1645. Not agreed too.

1 THat his Highneſſe Prince *Rupert* and all Noblemen, Commanders, Officers, Gentlemen and Souldiers, and all other perſons whatſoever, now reſident in the City of *Briſtoll*, and the Caſtle and Forts thereof, ſhall have free liberty to march away out of the ſaid City, Caſtle and Forts, with their Armes, flying Colours, Drums beating, Trumpets ſound-

ing

ing, Pistols cock'd, Swords drawne, Matches lighted, bullets in their mouthes: Every Foot Souldier his Bandaleers full of Powder, with Match proportionable, and every Horseman his Flaske full of Powder, with all their Bagge and Baggage, Horse and Furniture, foure Peeces of Ordnance, twenty Barrels of Powder, Match and Bullet proportionable.

2 That none of the persons aforementioned or of their Retinue shall be searched, molested, or troubled, upon what pretence soever.

3 That none of the Parliaments Army whatsoever shall intice or perswade any Officer or Souldier belonging to Prince *Rupert* from their Regiments or Colours, with any promise of preferments or rewards.

4 That all such Officers and Souldiers that are hurt and sick, and cannot now march out of the City, Castle and Forts, shall have libertie to stay untill they be recovered, and then have safe conduct to goe whersoever they please, either to any of his Majesties Armies or Garrisons, or their owne houses, where they may live quiet; and that in the interim they shall be protected by Sir *Thomas Fairfax* and have civill usuage.

5 That all Prisoners taken on both sides since the beginning of this siege, be forthwith set at liberty.

6 That the persons above mentioned that are to march away shall have a sufficient Convoy to any of the Kings Armies or Garrisons which the Prince shall name, not exceeding fifty miles distance from *Bristoll*, to secure them in their march from all injuries and incivilities that shall any way be offered to them, for which march they shall have eight daies allowed from their marching out of *Bristoll*, and free Quarter by the way during the same space, and shall have Carriage, Horses and Waynes, with Teemes, provided sufficient of all sorts, from Quarter to Quarter, with caution to be given forthwith, that they shall returne immediately.

7 That none of the persons abovementioned, shall be in the said March, Rendezvouze or Quarters, searcht or plundered, upon any preteuce whatsoever: and that two Officers shall be appointed by Sir *Thomas Fairfax*, the one for accommodation of Quarters for them by the way, the other for the providing of Horses and Carriages for their Baggage and Traine.

8 That all the Citizens of *Bristoll* resiant within the City, Suburbs and Liberties thereof, and all Noblemen, Gentlemen, Clergy-

men, and others resiant within the same, that have not otherwise bin engaged in Arms or Hostility against the Parliament, then in the defence of the said City, Castle or Forts, shall freely enjoy the liberty of their persons, and also their Houses, Lands, Goods, and Estates, at their owne disposall, according to the knowne and enacted Laws of the Land, they continuing from henceforth in the said City or elsewhere under the obedience and protection of the Parliament. And this Article to extend to those of them whose Estates are sequestred, as well as those that are not sequestred, and that they may quietly rest at their abodes or leaves freely and safely upon their occasions, and for the removall of their goods, shall have such liberty as is hereafter provided in the fifteenth Article.

9 That all or any of the persons abovementioned, who shall desire to goe beyond the Seas, upon their private occasions, and shall give assurance from henceforth not to beare Armes or act any thing against the Parliament, or to the prejudice of their affaires, shall have liberty to passe to any place beyond the Seas at any time within three moneths.

10 That no Garrison, save of the Citizens themselves, shall without their consent be put into the City, excepting the Castle and Forts, and what force shall be placed therein, shall be maintained at the charge of the State.

11 That no Churches be defaced, that the severall members of the Foundation of the Cathedrall in *Bristoll* shall quietly injoy their houses belonging to their places, and the Revenues of them; as also the Ministers of the City, for the Benefices, they shall be in the same state and condition with other Clergymen of their quality continuing in the obedience and protection of the Parliament.

12 That no Oathes, other then such as are required by the enacted Lawes of this Land, shall be imposed upon any person that now is and shall continue in the said City, Suburbs and Liberties, by the Generall, or any other by his authority.

13 That the Major, Sheriffes, Aldermen and Citizens within the Corporation of the City of *Bristoll* shall be free in their persons and estates, and enjoy all their priviledges, liberties and immunities, in as full and ample manner as formerly they did before the beginning of this war, and shall have freedome of trade by Land and Sea, to all places and with all persons not in hostility against the Parliament, paying such duties and customes to the Officers appointed by

the

the Parliament, as formerly they have done to his Majesty, and that no Mulct or Fine be imposed upon any person mentioned in this Article, nor any of them questioned upon pretence of any act or thing done or committed before the date hereof, and that no free quarter shall be put upon them without their owne consents.

14 That all other persons, whose dwellings are in this City, and now absent, shall have the full benefit of these Articles, as if they were present, provided that such of them as are elsewhere in Armes against the Parliament doe come in within one Moneth after the date hereof.

15 That all Noblemen, Gentlemen and others, who have goods in the said City, and are now present or absent, shall have liberty at any time within one moneth to dispose of their said goods as they please, except it be Armes or Ammunition.

16 That there shall be no plundering permitted, under what pretence soever, nor any taking away of any mans person or any part of his estate, contrary to these Articles; and that Justice according to the known Laws of the Land, be administred to all persons within this City, by the Civill Magistrates.

17 That in consideration hereof the City of *Trisoll*, with the Castle and all the Forts and Fortifications thereof, without any sleighting or defacing thereof, and all the Ordnance, Armes, Ammunition, and other Furniture and Provisions of Warre therein, without diminution or embezlement, excepting what is allowed to be carryed away as before, shall be delivered up to Sir *Thomas Fairfax*, and on tuesday morning next by nine of the Clock, at which time the Prince, with all the persons mentioned in the first Article, shall march out, the Prince then naming what Army or Garrison of the Kings he will march to.

18 That none of them in their marching out, or before, shall plunder, hurt, or spoile the Towne, or any person in it, nor carry out any thing but what is properly their owne, except before excepted.

19 That the Convoy and two Officers to be sent with the Prince as before in the sixth and seventh Articles, shall not have any violence offered or done to them by any of them during the said eight daies allowed for the Princes march, and seven daies more for their returne to the Army; That sufficient Hostages shall be delivered immediately upon signing hereof, for performance of these Articles on both Parts.

SIR, I have offered what is faire for your honour, and for the Townesmens immunity, what I demand, I can accept no lesse, except I should grant all for nothing; and though for that part of the Townesmens priviledges I could be most willing to supply any thing that might be thought wanting in my offers, yet to admit a new consideration upon your Propositions, would tend to (and I doubt end in) nothing else but further delayes. By all your Letters and whole carriage in this businesse, I finde the advantage of that wholly and chiefly intended, and you have thus far had your end thereby, and I have not lost mine, that is, to make my proceedings more cleare and innocent before God and the world; and having done this, I can with a cleare confidence trust God for a better issue in another way. You have my resolution, which if you accept not, I desire nothing but the present returne of my Trumpeter by noone, and that he may not be detayned as formerly, and remaine, Sir,

Sept. 9. 1645. *Your Highnesse humble Servant,*

THO. FAIRFAX.

SIr, how farre your Offers are for my honour, I hope you will give me the liberty to judge, finding you wanting in your care of Noblemen, Commanders, Gentlemen, and Souldiers that are under my protection; of whom I am bound to have an equall care with my selfe, and am sorry to finde so ill a construction made of my faire proceedings and intentions in this our intercourse of Letters; since you interpret that a delay which on my part was but a complyance to what you propounded, tending to the prevention of the effusion of blood, and to the peace of the Kingdome, to which the sleighting of the Castle, Forts, and Works was the most considerable meanes.

Articles of agreement betweene the Commissioners appointed on the behalfe of his Highnesse Prince RUPERT, and his Excellency Sir THOMAS FAIRFAX for the surrender of the City of *Bristoll*. Septemb. 10. 1645.

THat his Highnesse Prince Rupert, and all Noblemen, Commanders, Officers, Gentlemen, and Souldiers, and all other persons whatsoever now residing in the City of Bristoll, the Castle and Forts thereof, shall march out of the said City, Castle, and Forts thereof, with Colours, Pikes and Drums, Bag and Baggage; the Prince his Highnesse, all Noblemen, Gentlemen, and Officers in Commission, with their Horse and Armes, and their servants with their Horses and Swords; and common Souldiers with their Swords; the Prince his lifeguard of Horse with their Horse and Armes, and 250. Horse besides to be disposed of by the Prince, and his lifeguard of Firelocks with their Armes, and each of them one pound of Powder and a proportion of Bullet, and that none of the persons who are to march out upon this Article, shall be plundered, Searched, or Molested.

That such Officers and Souldiers as shall be left sick or wounded in the City, Castle or Forts, shall have liberty to stay till their recovery, and then have safe Conducts to goe to his Majesty, and in the interim to be protected.

That the persons above mentioned, who are to march away, shall have a sufficient Convoy provided for them to any Garrison of the Kings as the Prince shall name, not exceeding fifty miles from Bristoll, and shall have eight dayes allowed for their march thither, and shall have free quarter by the way, and shall have two Officers to attend them for their accommodation, and twenty Waggons for their Baggage, if they shall have occasion to use the same.

That all the Citizens of Bristoll, and all Noblemen, Gentlemen, Clergy-men, and all other persons residing in the said City, and Suburbs of the same, shall be saved from all Plunder

and

and violence, and be secured in their Persons and Estates from the violence of the Souldier, and shall enjoy those Rights and Liberties which other Subjects enjoy under the Protection and Obedience of the Parliament.

That in consideration hereof, the City of Bristoll, *with the Castle, and all other Forts and Fortifications thereof, without any sleighting or defacing thereof, and all the Ordinance, Arms, Ammunition, and all other Furniture and Provisions of War (excepting what is before allowed) shall be delivered up to Sir* Thomas Fairfax *to morrow being Thursday the eleventh day of this instant September by one a clocke in the afternoon without any diminution or imbezelment. His Highnesse Prince* Rupert *then naming to what Army or Garrison of the Kings he will march.*

That none of the persons who are to march out on this agreement, shall plunder, hurt, or spoile the Towne, or any person in it, or carry out any thing but what is properly their owne.

That upon signing these Articles Colonell Okey *and all persons now in prison in the City of* Bristoll, *the Castle or Forts of the same, shall immediately be set at liberty.*

That sufficient Hostages be given to Sir Thomas Fairfax *(such as he shall approve) this night, who are to remaine with him untill the City be delivered.*

That neither the Convoy nor Officers sent with the Prince shall receive any injury on their going or comming backe, and shall have seven dayes allowed for their returne.

That upon the delivery of the Towne sufficient Hostages be given for performance of the Articles on both parts.

Singed by us the Commissioners appointed on the behalfe of his Highnesse Prince *Rupert.*

Jo. Myn.
Jo. Tilyer.
W. Vavosor.

Signed by us the Commissioners appointed on the behalf of His Excellency Sir *Thomas Fairfax.*

Ed. Montague.
Tho. Rainsborough.
Jo. Rickering.

FINIS.